

REMARKS

Claims 1 – 9 were previously pending in the application. Applicants have cancelled Claim 3. Applicants have amended Claims 1, 8 and 9 to further clarify the claimed invention by incorporating terms from other recited claims. Such amendments do not require a new search as the only additional subject matter for the amended claims was already present in preexisting claims.

The Examiner previously rejected Claims 1-2 and 4-9 under 35 U.S.C. 102(e) as being anticipated by Mashinsky (U.S. Patent No. 6,226,365 B1). Applicants maintain their transversal of such rejection as previously set forth in their Response under 37 C.F.R. §1.111 filed on July 9, 2003. In addition, the Examiner did not present a prima facie rejection of Claims 2 and 4-7 under 35 U.S.C. 102(e) as the Examiner did not assert, much less demonstrate that Mashinsky discloses the recited elements of Claim 2 and 4-7. For example, Mashinsky actually teaches away from the recited elements of Claims 5 and 6 at Column 23, lines 1-6. Mashinsky does not disclose, teach or suggest the recited elements of Claims 5 and 6, even without considering the underlying limitations of independent Claim 1. The Examiner's latest assertions that Mashinsky discloses the inventions recited by Claims 1-2 and 4-9 is respectfully transversed. Mashinsky discloses a market engine for telecommunication links to be bought and sold by service providers. Mashinsky does not disclose, teach, or suggest the session-based inventions recited by the current form of Claims 1-2 and 4-9.

Thus, all grounds of rejection and/or objection are traversed or accommodated, and favorable reconsideration and allowance are respectfully requested. Should the Examiner have any further questions or comments facilitating allowance, the Examiner is invited to contact

Applicant's representative indicated below to further prosecution of this application to allowance and issuance.

Respectfully submitted,

PATTON BOGGS, LLP



Darren W. Collins
Registration No. 44,625

Dated: 12/22/03

2001 Ross Avenue
Suite 3000
Dallas, Texas 75201
(Direct) (214) 758-6612
(Fax) (214) 758-1550